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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION

11 HUAFENG WEI,

12 Plaintiff,

13 v.

14 MICHAEL CHERTOFF, Secretary of the
 15 Department of Homeland Security;
 EMILIO T. GONZALES, Director, U.S.
 16 Citizenship and Immigration Services,
 FRANCIS D. SICILIANO, Officer-in-Charge,
 17 San Jose Sub Office, U.S. Citizenship and
 Immigration Services;
 18 ROBERT S. MUELLER, Director of
 Federal Bureau of Investigation,

19 Defendants.
 20

Case No. 06-3739 JF

**STIPULATION TO DISMISS AND
 [PROPOSED] ORDER**

21 Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys
 22 of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled
 23 action without prejudice because the United States Citizenship and Immigration Services is now
 24 prepared to adjudicate Plaintiff's application for naturalization and agrees to adjudicate such
 25 application within 30 days of the dismissal of this action.

26 Each of the parties shall bear their own costs and fees.

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28 ///

Stip. to Dismiss
 C 06-3739 JF

1 Date: July 14, 2006

Respectfully submitted,

2 KEVIN V. RYAN
United States Attorney

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4
5 /s/
ILA C. DEISS
Assistant United States Attorney
6 Attorneys for Defendants

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9 Date: July 14, 2006

/s/
10 JUSTIN X. WANG
Attorney for Plaintiff

11 **ORDER**

12 Pursuant to stipulation, IT IS SO ORDERED.

13
14 Date: 7/24/06

15 
JEREMY FOGEL
United States District Judge